



Gloucester County Prosecutor

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THOMAS R. GILBERT
Acting Chief of Detectives

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Acting Deputy Chief of Detectives

March 4, 2024

Thomas <opra+request-58707-09a14556@requests.opramachine.com>Thomas

Re: OPRA request dated February 23, 2024

Dear Bud,

The Gloucester County Prosecutor's Office received your Open Public Records Act (OPRA) requests on February 23, 2024. As such, the seven (7) business day deadline to respond to your requests is March 5, 2024. This response is being provided to you on the sixth (6) business day after receipt.

Pursuant to your request, you have requested: Criminal complaints, warrants, and probable cause affidavits signed and/or authored by an officer with the last name of McWain as a complaining witness or judicial officer from January 1, 2008 to December 31, 2008.

After a search of our computer database, I am unable to locate any identifiable record. Although we have files from 2008 your request would require research of over 1000 files. "Nothing in OPRA requires...that the custodian 'conduct research among its records and correlate data from various government records in the custodian's possession.'" Lagerkist v. Office of Governor, 443 N.J. Super. 230, 237 (App. Div. 2015.) OPRA does not require open-ended searches of a government agency's files. MAG Entertainment, LLC v. Division of Alcohol Beverage Control, 375 N.J. Super. 534 (App. Div. 2005). OPRA does not require custodians of government records to undertake research for a requester. Bart v. Passaic County Public Housing Agency, 406 N.J. Super. 445 (App. Div. 2009); MAG Entertainment, LLC v. Division of Alcoholic Beverage Control, 375 N.J. Super. 534 (App. Div. 2005).

If your request for access to a government record has been denied or unfulfilled within these seven (7) business days required by law, you have a right to challenge the decision by the Gloucester County Prosecutor's Office to deny access. At your option, you may either institute a proceeding in the Superior Court of New Jersey or file a complaint with the Government Records Council (GRC) by completing a Denial of Access Complaint Form. You may contact the GRC by toll free telephone at 866-850-0511, by mail at PO Box 819, Trenton, NJ 08625, by email at grc@dca.state.nj.us, or at its website at

The County of Gloucester complies with all state and federal rules and regulations against discrimination in admission to, access to, or operations of its programs, services, and activities. In addition, County encourages participation of people with disabilities in its programs and activities and offers special services to all residents 60 years of age and older. Inquiries regarding compliance may be directed to the County's ADA Coordinator at (856) 384-6842/ New Jersey Relay Service 711.

www.state.nj.us/grc. The Council can also answer other questions about the law. All questions regarding complaints filed in Superior Court should be directed to the Court Clerk in your County.

Sincerely,

Dianna Reed-Rolando

Dianna Reed-Rolando
Special Deputy Attorney General,
Acting First Assistant Prosecutor